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8 **BEFORE THE**
BOARD OF REGISTERED NURSING
9 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

10 In the Matter of the Accusation Against:

Case No. **2013-165**

11 **IRINA RADIKOVNA AVAGIMOVA**

12 1598 Valley Falls Avenue
13 Redlands, CA 92374

A C C U S A T I O N

14 Registered Nurse License No. 717034

15 Respondent.

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17 Complainant alleges:

18 **PARTIES**

19 1. Louise R. Bailey, M.Ed., RN ("Complainant") brings this Accusation solely in her
20 official capacity as the Executive Officer of the Board of Registered Nursing, Department of
21 Consumer Affairs.

22 2. On or about December 14, 2007, the Board of Registered Nursing issued Registered
23 Nurse License Number 717034 to Irina Radikovna Avagimova ("Respondent"). The Registered
24 Nurse License was in full force and effect at all times relevant to the charges brought herein and
25 will expire on July 31, 2013, unless renewed.

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delegated, and effectively supervises nursing care being given by subordinates.

(5) Evaluates the effectiveness of the care plan through observation of the client's physical condition and behavior, signs and symptoms of illness, and reactions to treatment and through communication with the client and health team members, and modifies the plan as needed.

(6) Acts as the client's advocate, as circumstances require, by initiating action to improve health care or to change decisions or activities which are against the interests or wishes of the client, and by giving the client the opportunity to make informed decisions about health care before it is provided."

COST RECOVERY

8. Section 125.3 of the Code provides, in pertinent part, that the Board may request the administrative law judge to direct a licentiate found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

ARROWHEAD REGIONAL MEDICAL CENTER

9. On or about March 1, 2008, Respondent began working at Arrowhead Regional Medical Center ("ARMC") as a Registered Nurse.

10. On or about March 1, 2008, Respondent was assigned to the Labor and Delivery Department.

11. On or about October 1, 2009, Respondent received a Work Performance Evaluation with a rating of "below job standards" in the category of Psychomotor/Manual Skills.

12. On or about April 6, 2010, Respondent received a Work Performance Evaluation with a rating of "below job standards" in the category of Psychomotor/Manual Skills.

13. On or about May 23, 2011, a 36-week pregnant patient¹ was admitted to the Labor and Delivery Room in active labor. In preparing the patient's room, nurses pulled 20 units Pitocin IV to be used after delivery.² At approximately 3:40 am, the patient requested pain

¹ Patient No. M001935546.

² Pitocin (oxytocin injection) is a uterine stimulant that works by causing uterine contractions by changing calcium concentrations in the uterine muscle cells. It is used for initiation or improvement of uterine contractions, producing contractions during the third stage of labor, and/or to controlling postpartum bleeding or hemorrhage.

1 medication. A doctor ordered 2 mg Stadol IV.³ Respondent removed Stadol 2mg IV from the
2 Pyxis machine⁴ and placed it on table next to the Pitocin. At approximately 3:45 am, Respondent
3 failed to follow ARMC policies and administered the Pitocin instead of the ordered Stadol. As a
4 result, the patient required an emergency cesarean section.

5 14. On or about July 20, 2011, an Order of Suspension was served upon Respondent
6 whereby Respondent was suspended without pay for four work days (44 hours).

7 **FIRST CAUSE FOR DISCIPLINE**

8 **(Unprofessional Conduct: Incompetence)**

9 15. Respondent is subject to disciplinary action under section 2761, subdivision (a)(1) of
10 the Code in conjunction with California Code of Regulations, title 16, section 1443 on the
11 grounds of incompetence in that Respondent failed to exercise that degree of learning, skill, care
12 and experience ordinarily possessed and exercised by a competent registered nurse when she
13 failed to follow the necessary steps to proper medication administration and administered
14 incorrect medication to the patient. The conduct is described in more particularity in paragraph
15 13 above, inclusive and hereby incorporated by reference.

16 **SECOND CAUSE FOR DISCIPLINE**

17 **(Unprofessional Conduct)**

18 16. Respondent is subject to disciplinary action under section 2761, subdivision (a) on the
19 grounds of unprofessional conduct in that Respondent failed to follow ARMC policies and
20 administered incorrect medication. The conduct is described in more particularity in paragraph
21 13 above, inclusive and hereby incorporated by reference.

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25 ³ Stadol, a trade name for butorphanol tartrate, is a synthetically derived opioid agonist-antagonist
26 analgesic whose principal therapeutic use is relief of pain.

27 ⁴ The Pyxis is a computerized automated medication dispensing machine. The user enters a
28 password to gain access and dispense medication from the machine. The machine records the user name,
patient name, medication, dose, date and time of the withdrawal. The Pyxis is integrated with hospital
pharmacy inventory management systems.

PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

1. Revoking or suspending Registered Nurse License Number 717034, issued to Irina Radikovna Avagimova;
2. Ordering Irina Radikovna Avagimova to pay the Board of Registered Nursing the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3;
3. Taking such other and further action as deemed necessary and proper.

DATED: September 6, 2012

for Stacie Benn
LOUISE R. BAILEY, M.ED., RN
Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California
Complainant

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